

SENATOR KELLY: Yes, there is no way I could tell you what the baby-sitter, the center in Omaha, I can't tell you what it is.

SENATOR NEWELL: All right. It is an individual home. It is an individual's home. It is not a building that is specifically for child care. A single woman lives there and she, basically, takes care of children. She has between, you know at various times, between five and ten kids. I wouldn't think there are any more than that. Their ages range from about a year to five. There is one actually a little older than that and would they fit under this definition of commercial?

SENATOR KELLY: I will go just a little bit farther and I will do my best to answer. Are there any employees other than the person that owns the home?

SENATOR NEWELL: I guess this person has a daughter who is about....

SENATOR KELLY: If there are any other employees there, then the place would have to be licensed.

SENATOR NEWELL: Now in this situation, there is a young daughter about sixteen who also works, and I suspect, and I am not sure of this either, whether she is an employee, but I suspect she probably gets some money for helping take care of the children.

SENATOR KELLY: Then according to LB 372, they would be subject to license.

SENATOR NEWELL: They would be subject to license.

SENATOR KELLY: That is correct.

SENATOR NEWELL: If she is paid.

SENATOR KELLY: If there is two people in there taking care of those kids, now it don't have any difference whether they are paid or whether they are not paid, now you have got a commercial operation.

SENATOR NEWELL: Okay, if they are not licensed, okay, say let us say that the child was not there, let's say that this lady was all by herself, that her child was not also working in the day care center, then she would not come under regulation, is that correct?

SENATOR KELLY: Are there any public monies being spent on the services?

SENATOR NEWELL: No, I am pretty sure there aren't.

SENATOR KELLY: Now, if there is, they will need to be licensed. If there is not.....

SENATOR NEWELL: I am pretty sure that there are not.

SENATOR KELLY: ....then it would be entirely up to the parents of where they would want to patronize and spend their money.

SENATOR NEWELL: Then as with not having a license, there would be no requirement that this place be inspected for fire